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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) Case No. CR 18-577 CRB
14 Plaintiff,)
15 v.)
16 MICHAEL RICHARD LYNCH and)
17 STEPHEN KEITH CHAMBERLAIN,)
18 Defendants.)
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20 This matter is set for status conference on June 3, 2022. The government respectfully submits
21 the following status report regarding the status of the pending motions in this case.

22 Background

23 On November 1, 2021, the defendant Stephen Chamberlain made pretrial motions for the
24 Issuance of Rule 17 Subpoenas and Letters Rogatory (Document 81) and for a Bill of Particulars
25 (Document 85). On November 15, 2021, the government made a pretrial motion for the Issuance of
26 Rule 17 Subpoenas (Document 91). On December 1, 2021, the Court heard arguments on the pretrial
27 motions and (1) ruled on the defendant's motion for the Issuance of Rule 17 subpoenas; and (2) deferred
28 and did not rule on the defendant's motion for a Bill of Particulars and the government's motion for the

1 Issuance of Rule 17 Subpoenas. From January through May 2022, counsel for defendant Chamberlain
2 and counsel for the government have conferred in detail about the pending motions.

3 Defendant's Motion for a Bill of Particulars

4 On May 13, 2022, Defendant Chamberlain filed a statement setting forth his position on the
5 motion for a bill of particulars (Document 114). On May 18, 2022, the government filed a statement
6 setting forth its position on the motion for a bill of particulars (Document 115). If the Court wishes, the
7 parties will be prepared to make further arguments about the motion at the status hearing.

8 Government's Motion for Rule 17 Subpoenas

9 The parties have conferred at length about the government's motion for Rule 17 subpoenas. As a
10 result, the parties have been able settle on language in the proposed subpoenas to which the defendant
11 takes no position. One point remains in dispute, however. The government recommends that the
12 subpoenas should attach a copy of the superseding indictment because the language in the subpoena
13 compels "all documents relating in any way to Count Seventeen" and Paragraph 31 of Count Seventeen
14 refers to allegations made in the superseding indictment itself, specifically Paragraphs 19 through 24
15 (see Exhibit A attaching the government's proposed form of the subpoena). The defendant contends that
16 the subpoenas should attach only Count Seventeen of the superseding indictment because the allegations
17 in the count already contain the relevant factual allegations (see Exhibit B attaching the defendant's
18 proposed form of the subpoena). Respectfully, the parties request an opportunity to be heard about this
19 issue at the status hearing.

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21 DATED: June 2, 2022

Respectfully submitted,

22 STEPHANIE M. HINDS
23 United States Attorney

24 /s/
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26

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